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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

AJJ2800  
SA.

In re the Application of: **FUKUSHIMA Tomoki et al.**

Serial No.: **09/938,729**

Filed: **August 27, 2001**

For: **ENGINE GENERATOR APPARATUS**



Group Art Unit: **2834**

Examiner: **CUEVAS, Pedro J.**

P.T.O. Confirmation No.: **2756**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Date: August 14, 2003

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated **May 15, 2003** of the Primary Examiner.

The item(s) checked below are appropriate:

1.  A petition for a month extension of time to respond to the Final Rejection was filed on \_\_\_\_\_.
2.  A timely response to the Final Rejection has been filed, as provided in 37 C.F.R. 1.113.
3.  Fee - \$320.00

- Enclosed  
 Not required (fee paid in prior appeal)  
 Charge to Deposit Account No. 01-2340

In the event this Notice of Appeal is not considered to be timely filed, Applicants hereby petition for an appropriate extension of time. The fee for this extension may be charged to our Deposit Account No. 01-2340, along with any other additional fees which may be required with respect to this Notice.

08/15/2003 JADDO1 00000082 09938729

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320.00 OP

Respectfully submitted,

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PATENT TRADEMARK OFFICE